

**EXPRESS TERMS
FOR THE
OFFICE OF THE STATE FIRE MARSHAL (SFM)
REGARDING PROPOSED REGULATIONS TO THE CALIFORNIA CODE OF
REGULATIONS, TITLE 24, PART 9
CALIFORNIA FIRE CODE (CFC)
REGARDING GROUP R, DIVISION 2 - BEDRIDDEN RESIDENTIAL OCCUPANCIES**

Legend for Express Terms:

1. The proposed SFM amendments are shown as *Italic font and underlined*.
 2. Text to be repealed by the SFM is shown as single ~~strikeout~~.
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GENERAL

ARTICLE 1 – ADMINISTRATIVE

SECTION 101-GENERAL

101.1 Title

101.2 Scope. *[For SFM] and Application*

101.2.2 Applications and enforcing agency. SFM-California State Fire Marshal.

101.2.2.1 Application. Any building or structure used or intended for use as an asylum, jail, mental hospital, hospital, ~~sanitarium~~, home for the ~~aged~~ elderly, children's nursery, children's home or institution, school or any similar occupancy of any capacity.

Any theater, dance hall, skating rink, auditorium, assembly hall, meeting hall, nightclub, fair building, or similar place of assemblage when 50 or more persons may gather together in a building, room or structure for the purpose of amusement, entertainment, instruction, deliberation, worship, drinking or dining, awaiting transportation, or education.

Authority Cited-Health and Safety Code Section 13143

Reference-Health and Safety Code Section 13143, 1566.45, 1531.3 and 1568.0832

Small Family Day-care Homes

Authority Cited-Health and Safety Code Sections 1597.45, 1597.54, 13143 and 17921.
Reference-Health and Safety Code Section 13143.

Large Family Day-care Homes

Authority Cited-Health and Safety Code Sections 1597.46, 1597.54 and 17921.
Reference-Health and Safety Code Section 13143.

Residential Facilities and Residential Facilities for the Elderly

Authority Cited-Health and Safety Code Sections 13113, 13131.5 and 13133
Reference-Health and Safety Code Section 13143 and 1569.72

DEFINITIONS AND ABBREVIATIONS**Article 2-DEFINITIONS AND ABBREVIATIONS****Section 203 - B**

[For SFM] BEDRIDDEN PERSON means a person requiring assistance in turning and repositioning in bed, or being unable to independently transfer to and from bed, except in facilities with appropriate and sufficient care staff, mechanical devices if necessary, and safety precautions, as determined in Title 22 regulations, by the Director of Social Services or his or her designated representative.

The Director of Social Services or his or her designated representative shall make the determination of the bedridden status of persons with developmental disabilities, in consultation with the Director of Developmental Services or his or her designated representative.

The Director of Social Services, or his or her designated representative shall make the determination of the bedridden status of all other persons with disabilities who are not developmentally disabled.

Section 216 - O**Group R Occupancies:**

Group R Occupancies shall be:

Division 1. Hotels and apartment houses.

Congregate residences (each accommodating more than 10 persons).

Division 2. ~~Not used.~~ [For SFM]

The SFM is not proposing to strike the model code text as shown within this box, but rather for the ease of understanding to the reader, the SFM is simply proposing to interject new text relating to Group R, Division 2 Occupancies between the model code Divisions 2 and 3. In order to keep the correct numbering sequence of the model code, Division 3 will automatically move to the end of Division 2.3.1 as shown below.

Division 3. Dwellings and lodging houses.

Congregate residences (each accommodating 10 persons or less).

Division 2.1 Residentially based, licensed facilities accommodating more than six non-ambulatory clients. This division may include ambulatory clients. Licensing categories that may use this classification include, but are not limited to: Adult Residential Facilities, Congregate Living Health Facilities, Residential Care Facilities for the Elderly, Group Homes, and Residential Care Facilities for the Chronically ill.

Division 2.1.1. Residentially based, licensed facilities accommodating six or less non-ambulatory clients. This division may include ambulatory and bedridden clients. Licensing categories that may use this classification include, but are not limited to: Adult Residential Facilities, Congregate Living Health Facilities, Foster Family Homes, Group Homes, Intermediate Care Facilities for the Developmentally Disabled Habilitative, Intermediate Care Facilities for the Developmentally Disabled Nursing, nurseries for the full-time care of children under the age of six, but not including "infants" as defined in Section 210; Residential Care Facilities for the Elderly, Small Family Homes and Residential Care Facilities for the Chronically ill.

Division 2.2. Residentially based, licensed facilities accommodating more than six ambulatory clients. This division may include nonambulatory clients and shall not exceed six nonambulatory clients. Licensing categories that may use this classification include, but are not limited to: Adult Residential Facilities, Residential Care Facilities for the Elderly, Group Homes, Community Treatment Facilities and Social Rehabilitation Facilities.

Division 2.2.1. *Residentially based, licensed facilities accommodating six or less ambulatory clients. This division may include a maximum of two nonambulatory clients, one of whom may be bedridden. Licensing categories that may use this classification include, but are not limited to: Adult Residential Facilities, Intermediate Care Facilities for the Developmentally Disabled Habilitative, Intermediate Care Facilities for the Developmentally Disabled Nursing, Nursing Homes, Residential Care Facilities for the Elderly, Foster Family Homes, Group Homes, Small Family Homes, Community Treatment Facilities and Social Rehabilitation Facilities.*

Division 2.3. *Residentially based, licensed facilities providing hospice care throughout accommodating more than six bedridden clients. Licensing categories that may use this classification are limited to: Congregate Living Health Facilities for the Terminally Ill and Residential Care Facilities for the chronically ill.*

Division 2.3.1. *Residentially based, licensed facilities providing hospice care throughout accommodating six or less bedridden clients. Licensing categories that may use this classification are limited to: Congregate Living Health Facilities for the Terminally Ill and Residential Care Facilities for the Chronically Ill.*

Division 3. Dwellings and lodging houses.

Congregate residences (each accommodating 10 persons or less).

ARTICLE 10 FIRE-PROTECTION SYSTEMS AND EQUIPMENT

1006.2.9 Group R Occupancies.

1006.2.9.1 New Group R Occupancies.

1006.2.9.1.1 General.

1006.2.9.1.7 Smoke Alarms for One Bedridden Client. *In all facilities housing a bedridden client, smoke alarms shall receive their primary power from the building wiring when such wiring is served from a commercial source and shall be equipped with a battery backup. Smoke alarms shall be electrically interconnected so as to cause all smoke alarms to sound a distinctive alarm signal upon actuation of any single smoke alarm. Such alarm signal shall be audible throughout the facility at a minimum level of 15 db above ambient noise level. These devices need not be interconnected to any other fire alarm device, have a control panel, or be electrically supervised or provided with emergency power.*

1006.2.9.2 Existing Group R Occupancies.

1006.2.9.3 Smoke Alarms in Existing Group R Occupancies.

1006.2.9.3.1 General. Existing Group R Occupancies not already provided with single-station smoke *[For SFM]* alarms shall be provided with approved single-station smoke alarms. Installation shall be in accordance with Section 1006.2.9.3.2.

Exception: *In Group R, Divisions 2.1.1 and 2.2.1 Occupancies housing a bedridden client, shall comply with Section 1006.2.9.1.7.*

Specific statutes being implemented for this adoption and or amendment:

Authority Cited-Health and Safety Code Section 13143, 1531.3, 1566.45, 1568.01, 1568.0832 and 1569.72

Reference-Health and Safety Code Section 13133 & 18949.2(b), (c)